IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Group Art Unit: Not yet assigned

BURBANK et al.

Serial No.: Not yet assigned

Filed: Submitted herewith

HEMODILUTION CAP AND For:

> METHODS OF USE IN BLOOD-PROCESSING PROCEDURES

PRELIMINARY AMENDMENT

BOX NEW APPLICATION Commissioner for Patents Washington, D.C. 20231

Sir:

Before the calculation of claim fees, please amend the above-identified application as follows.

IN THE CLAIMS

Please cancel claims 9–10, 12–14, 22–24, 26–28, 30–42, 44–45, 47–49, 51–53, and 55– 57, without prejudice.

CERTIFICATE OF MAILING (37 C.F.R. §1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

EL476731916US

Date of Deposit Express Mail Label No.

July 12, 2001

REMARKS

Applicant requests entry of the above amendment before examination, and before calculation of claim fees for the above–identified application.

Attached hereto is a marked-up version of the changes made to the claims by the current amendment. The attached page is captioned "Version with Markings to Show Changes Made."

Respectfully submitted,

LYON & LYON LLP

Dated: July 12, 2001

John Kappos

Reg. No. 37,861

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Attorney Docket: 263/164

Version with Markings to Show Changes Made

In the claims:

Claims 9–10, 12–14, 22–24, 26–28, 30–42, 44–45, 47–49, 51–53, and 55–57 have been canceled, without prejudice.